IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA ROANOKE DIVISION

JUL 29 2008

JOHN F. CORCORAN, CLERK

BY: LOSS CORES

MICHAEL S. MOORE, Petitioner,) Civil Action No. 7:08-cv-00417
v.)) <u>FINAL ORDER</u>
TERRY O'BRIEN, WARDEN, Respondent.) By: Hon. James C. Turk) Senior United States District Judge

In accordance with the written memorandum opinion entered this day, it is hereby

ADJUDGED AND ORDERED

that this petition for a writ of habeas corpus, pursuant to 28 U.S.C. § 2241, shall be and hereby is **DISMISSED** for failure to state a claim upon which relief can be granted and this action is stricken from the active docket of this court.

The Clerk is directed to send copies of this order and the accompanying memorandum opinion to the petitioner.

ENTER: This 29th day of July, 2008.

Senior United States District Judge